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# REQUEST FOR

## CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
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<i>OPEN</i>	<i>AUG 13 2004</i>	<i>PATENT &amp; TRADEMARK OFFICE</i>
<i>RECEIVED</i>		<i>PTO/SB/30 (05-03)</i>
Application Number		09/927,110
Filing Date		August 10, 2001
First Named Inventor		Zhu et al.
Art Unit		1647
Examiner Name		L. Spector
Attorney Docket Number		SMART1240

### This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

#### 1. Submission required under 37 CFR 1.114

- a.  Previously submitted
- i.  Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii.  Other \_\_\_\_\_
- b.  Enclosed
  - i.  Amendment/Reply
  - ii.  Affidavit(s)/Declaration(s)
  - iii.  Information Disclosure Statement (IDS)
  - iv.  Other Preliminary Amendment, Petition for Extension of Time

#### 2. Miscellaneous

- a.  Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b.  Other Transmittal Sheet, Return Receipt Postcard

#### 3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1355.
  - i.  RCE fee required under 37 CFR 1.17(e)
  - ii.  Extension of time fee (37 CFR 1.136 and 1.17)
  - iii.  Other \_\_\_\_\_
- b.  Check in the amount of \$860.00 enclosed
- c.  Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

#### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Lisa A. Hale, J.D., Ph.D.	Registration No. (Attorney/Agent)	38,347
Signature		Date	August 10, 2004

#### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Name (Print/Type)	Aldon Griffis	Date	August 10, 2004
Signature		Date	August 10, 2004

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND FEES AND COMPLETED FORMS TO THE FOLLOWING ADDRESS: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



PATENT  
ATTORNEY DOCKET NO. SMART1240

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Zhu et al. Art Unit: 1647  
Application No.: 09/927,110 Examiner: L. Spector  
Filed: August 10, 2001 Conf. No.: 3840  
Title: METHOD FOR INHIBITING INFLAMMATION IN IMMUNE  
PRIVILEGED SITES USING FAS LIGAND FRAGMENTS

**Mail Stop RCE**  
Commissioner for Patents  
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**PRELIMINARY AMENDMENT**

Sir:

This is in response to the Final Office Action mailed on February 10, 2004, with respect to the above-referenced application. The period of time for responding to the Final Office Action was set to expire on May 10, 2004. Applicants petition herewith for a three month extension of time.

Applicants have considered each of the rejections raised and offer the following amendments and remarks in response. Reconsideration of the rejections is respectfully requested.

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, <b>August 10, 2004</b> , in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
<u>Aldon Griffis</u> (Name of Person Mailing Paper)	
<u>Aldon Griffis</u> (Signature)	August 10, 2004 (Date)

In re Application of:  
Zhu et al.  
Application No.: 09/927,110  
Filed: August 10, 2001  
Page 2

PATENT  
Attorney Docket No.: SMART1240

Please amend the application as follows:

Amendments to the Claims are reflected in the listing of claims which begin on page 3 of this paper.

Remarks begin on page 5 of this paper.